

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/784,889 Confirmation No.: 9983
Applicant(s): Wade M. POTEET et al.
Filed: February 24, 2004
Title: SYSTEM AND METHODS FOR DETECTION AND
IDENTIFICATION OF CHEMICAL SUBSTANCES
TC/A.U.: 2878
Examiner: Not Yet Assigned
Docket No.: 86581-0004 CIP
Customer No.: 24633

Mail Stop Missing Parts

Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

RESPONSE TO NOTICE TO FILE MISSING PARTS

Sir:

This is in response to the Notice to File Missing Parts dated May 20, 2004, in the above-identified application.

1. **Combined Declaration and Power of Attorney:**

☒ **Enclosed.** This application was filed without an executed Declaration and Power of Attorney.

2. **Assignment:**

☐ An assignment of the invention to _____ and a PTO Form-1595, Recordation Form Cover Sheet are filed concurrently under separate cover.

3. ☒ Applicants petition for an extension of time, the fees for which are set forth in 37 C.F.R. § 1.17(a), for the total number of months checked below:

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>Fee for Small Entity</u>
<input type="checkbox"/> one month	\$ 120.00	\$ 60.00
<input type="checkbox"/> two month	\$ 450.00	\$ 225.00
<input type="checkbox"/> three month	\$1,020.00	\$ 510.00
<input type="checkbox"/> fourth month	\$1,590.00	\$ 795.00
<input checked="" type="checkbox"/> five month	\$2,160.00	\$1,080.00

Extension of time fee due with this request: \$ 1,080.00

If an additional extension of time is required, please consider this a Petition therefore.

4. **Fee Calculation (37 C.F.R. § 1.16):**

CLAIMS FOR FEE CALCULATION				
	Number Filed	Number Extra	at Rate of	Basic Fee Utility \$300.00
Total Claims (37 C.F.R. §1.16(c))	14 - 20 =	0	\$ 50 each =	+ \$.00
Independent (Claims 37 C.F.R. §1.16(b))	2 - 3 =	0	\$200 each =	+ \$.00
Declaration Surcharge under 37 C.F.R. § 1.16(e)				\$ 130.00
Multiple Claim Fee \$360				\$
Extension of Time				\$ 2,160.00
Utility Search Fee				\$ 500.00
Utility Examination Fee				\$ 200.00
Utility Application Size Fee \$250 (for each additional 50 sheets that exceeds 100 sheets)				
TOTAL =				\$ 3,290.00
Minus ½ for Small Entity				\$ 1,645.00
TOTAL FILING FEE				\$ 1,645.00

5. **Fee Payment:**

☒ A check in the amount of **\$1,645.00** is enclosed for fees noted above..

☐ Authorization is given to charge \$ to Deposit Account 50-1349 for the fees due as specified above.

6. ☒ **Except** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-1349. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. §1.136(a)(3)

7. Other:

- ☒ **Part 2 – Notice to File Missing Parts of Application**
- ☐ Information Disclosure Statement
- ☐ PTO-1449, Int'l Search Report 3 documents as listed
- ☐ Preliminary Amendment
- ☐ Claim for Priority
- ☐ Certified copy of Priority Document
- ☐ Sequence Listing

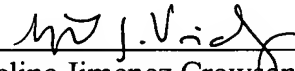
If there are any questions regarding the above-captioned patent application, please contact applicant's representative at the number given below.

Respectfully submitted,

HOGAN & HARTSON LLP

Dated: December 17, 2004

HOGAN & HARTSON LLP
555 Thirteenth Street, N.W.
Washington, D.C. 20004
Telephone: (202) 637-3703
Facsimile: (202) 637-5910
e-mail: cjcrowson@hhlaw.com
Customer No. 24633

By: 
Celine Jimenez Crowson
Registration No. 40,357

Ajit J. Vaidya
Registration No. 43,214



UNITED STATES PATENT AND TRADEMARK OFFICE

 UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/784,889	02/24/2004	Wade Martin Poteet	86581-0004 CIP

CONFIRMATION NO. 9983

FORMALITIES LETTER



OC000000012728178

24633

 HOGAN & HARTSON LLP
 IP GROUP, COLUMBIA SQUARE
 555 THIRTEENTH STREET, N.W.
 WASHINGTON, DC 20004

Date Mailed: 05/20/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 385 to complete the basic filing fee for a small entity.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:Total additional fee(s) required for this application is **\$450** for a Small Entity

- **\$385** Statutory basic filing fee.
- **\$65** Late oath or declaration Surcharge.

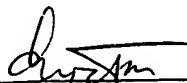
 Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

12/20/2004 YPOLITE1 00000009 10784889

 01 FC:2001 395.00 OP
 02 FC:2051 65.00 OP

 Repln. Ref: 12/20/2004 YPOLITE1 0007544500
 DAB:501349 Name/Number:10784889
 FC: 9204 \$105.00 CR

*A copy of this notice **MUST** be returned with the reply.*

A handwritten signature in black ink, appearing to be "D. Smith", is written over a horizontal line.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE